

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Terri K. Taylor et al.

Application No.: 10/762,963

Filed: January 22, 2004

Entitled: ACOUSTIC MONITORING SYSTEM

Docket No.: 22719-52 (COD5014CON)

Group Art Unit: 3737

Examiner: J. Ramirez


Certificate of Mailing (37 C.F.R. 1.8(a))

I hereby certify that this correspondence is being electronically filed via EFS-Web to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date set forth below.

July 17, 2007

Date of Signature and Mail Deposit

By:

  
Lisa Adams, Reg. No: 44,238  
Attorney for Applicant(s)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO RESTRICTION REQUIREMENT**

Dear Sir:

This communication is in response to the Office Action dated June 28 2007.

Claims 1-41 are currently pending, however claims 11 and 35 are withdrawn from consideration. The Examiner requires further restriction of the above-referenced application to one of the following inventions:

Group I: claims 1-10, 12-19, and 41, drawn to a method for verifying a parameter setting of an implantable device having a plurality of adjustable parameter settings; and

Group II: claims 20-34 and 36-40, drawn to an acoustic monitoring device for verifying the pressure setting of a valve mechanism in an implantable device having a plurality of adjustable valve settings.

At the outset, Applicants traverse the restriction requirement because there would be no serious burden on the Examiner if restriction is not required since the Examiner has already searched

both of the claimed inventions in the related parent application. Reconsideration and withdrawal of the restriction requirement is respectfully requested.

To the extent that the Examiner maintains the restriction requirement, Applicants elect the Group II claims (claims 20-34 and 36-40) with traverse. Accordingly, claims 1-10, 12-19, and 41 are withdrawn from consideration.

The Examiner is encouraged to telephone the undersigned attorney for Applicants if such communication is deemed to expedite prosecution of this application.

Respectfully submitted,



Lisa Adams, Rég. No. 44,238  
Attorney for Applicant(s)

Date: July 17, 2007

Nutter McClennen & Fish LLP  
World Trade Center West  
155 Seaport Boulevard  
Boston, MA 02210  
Tel: (617)439-2550  
Fax: (617)310-9550